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1002/004

#08/338,489

Customer Refunds by Electronic Funds Transfer

Under provisions of the Debt Collection Improvement Act, effective January 2, 1999 refunds will be made by EFT (Electronic Funds Transfer). The legislation requires that the U. S. Patent and Trademark Office convert from paper-based payment methods, i.e., checks from the U. S. Treasury, to EFT. EFT refunds will only be available to those customers who maintain an account with a U. S. banking institution.

It is of great importance that your current banking information be provided in order to process your refund request. Accordingly, please fill out the attached Automated Clearing House form so that you may receive your refund, if granted, by EFT. The ACH form includes banking information necessary to process your EFT refund. This information appears on the magnetic strip encoded at the bottom of your check; accordingly, you may fax a copy of your current check (marked "Void") in lieu of filling out the ACH form. The ACH form/check copy must be faxed within 3 business days of this notification. Completed forms may be faxed to the Refund Unit at 703-308-6778.

If you are an individual, you may request an automatic waiver of the EFT requirement, by certifying to the Patent & Trademark Office, that payment by EFT would impose a hardship due to a physical or mental disability, or a geographic, language or literacy barrier, or would impose financial hardship. Waivers may also be faxed to the above fax number.

Please include the serial number and the amount to be refunded.

**ACH VENDOR/MISCELLANEOUS PAYMENT
ENROLLMENT FORM**

This form is used for Automated Clearing House (ACH) payments with an addendum record that contains payment related information processed through the Vendor Express Program. Recipients of these payments should bring this information to the attention of their financial institution when presenting this form for completion.

PRIVACY ACT STATEMENT

The following information is provided to comply with the Privacy Act of 1974 (P.L. 93-579). All information collected on this form is required under the provisions of 31 U.S.C. 3322 and 31 CFR 210. This information will be used by the Treasury Department to transmit payment data, by electronic means to vendor's financial institution. Failure to provide the requested information may delay or prevent the receipt of payments through the Automated Clearing House Payment System.

PAYEE/COMPANY INFORMATION

NAME: STAGGS JEFF J.	SSN NO. OR TAXPAYER ID NO. 551-96-8555
ADDRESS: 7474 E. ARKANSAS AVE. #810	
DENVER CO. 80231	
TELEPHONE NUMBER: (303) 337-6156	

FINANCIAL INSTITUTION INFORMATION

Name of Bank: US BANK		
NINE DIGIT ROUTING TRANSIT NUMBER: 10 20000 21		
DEPOSITOR ACCOUNT NUMBER: 120 406 734 711	LOCKBOX NUMBER:	
TYPE OF ACCOUNT: <input checked="" type="checkbox"/> CHECKING <input type="checkbox"/> SAVINGS <input type="checkbox"/> LOCKBOX		

In the United States Patent and Trademark Office

Batch Number: Q91

Serial Number: 08/338,489

Appn. Filed: 18 November 1994

Applicant(s): Staggs, Jeff J.

Appn. Title: Antifungal Botanic Extracts and Related Compounds (formerly)
Therapeutic Uses of Pungent Botanicals and Their Related Compounds.

PCT/US93/04763 (CIP)

Int. Filing: 19 May 1993

Art Unit: 1614

Examiner: Weddington, Kevin

Mailed 1st November 1999
At: Denver, Colorado

**Request for Refund of Excess Claim Fees
37 CFR 1.126**

Office of Finance Refund Section BOX 16
Commissioner of Patents and Trademarks
Washington, District of Columbia 20231

Sir:

Applicant respectfully request refund of \$2111.00 in excess claim fees resulting from Applicant cancellation of non-elected claims subsequent to Examiner restriction requirement (mailed May 26, 1998).

Enclosed are exact duplicates of:

PRELIMINARY AMENDMENT C (pages 1 - 3) with return post card stamped July 01, 1998 of record in response to the Office letter mailed May 26th, 1998 requirement to restrict, wherein Applicant requested refund of \$2111.00 overpayment of excess claim fees (see REMARKS page 2) which was not acted upon by the Office.

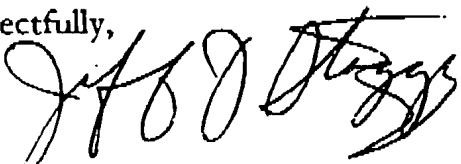
AMENDMENT D (pages 1 - 3, & 9) signed January 23, 1999 with Certificate of Mailing signed January 23, 1999 and return post card of record which paid for new claims added, and again requested refund of \$2111.00 overpayment of excess claim fees (see REMARKS page 2) which was not acted upon by the Office.

NOTICE OF ALLOWABILITY PTOL-37 (mailed March 26, 1999) responsive to AMENDMENT D above wherein all claims (1 - 10, 35, and 51 - 58 renumbered 1 - 19) were allowed.

The issue fee has been paid, and the case is now in issue.

Applicant submits the above as evidence of \$2111 overpayment of excess claim fees and requests refund accordingly.


Respectfully,

 11/01/99

Jeff J. Staggs
Applicant
7474 E. Arkansas Ave. #8-10
Denver, CO 80231
(303) 337-6156 or 337-5569

Certificate of Mailing

I certify that this correspondence will be deposited with the United States Postal Service as first class mail with proper postage affixed in an envelope addressed to: "Commissioner of Patents and Trademarks, Washington, DC 20231" on November 1st, 1999.

 11/01/99

Jeff J. Staggs, Applicant

Date